
By: **Delegates Rosenberg, Boschert, Cardin, Doory, and Bozman**
Introduced and read first time: February 13, 2004
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - William Donald Schaefer Scholarship Program**

3 FOR the purpose of establishing the William Donald Schaefer Scholarship Program;
4 establishing the William Donald Schaefer Scholarship Advisory Council within
5 the Maryland Higher Education Commission; authorizing the Commission to
6 make scholarship awards, not to exceed a certain amount per recipient, which
7 may be used at certain institutions of higher education for certain purposes;
8 requiring a scholarship recipient to meet certain eligibility criteria to obtain and
9 retain an award; requiring a recipient to sign an agreement that upon
10 graduation the recipient will commence employment in public service within a
11 certain period or else repay the State the amount of the scholarship award;
12 specifying that funds for the Program shall be as provided by the Governor in
13 the annual budget, subject to a certain maximum amount for certain fiscal
14 years; establishing a certain scholarship Fund to receive money and other
15 property; and generally relating to the establishment of the William Donald
16 Schaefer Scholarship Program for students studying to enter public service.

17 BY repealing and reenacting, with amendments,
18 Article - Education
19 Section 11-106
20 Annotated Code of Maryland
21 (2001 Replacement Volume and 2003 Supplement)

22 BY adding to
23 Article - Education
24 Section 18-2701 through 18-2708, inclusive, to be under the new subtitle
25 "Subtitle 27. William Donald Schaefer Scholarship Program"
26 Annotated Code of Maryland
27 (2001 Replacement Volume and 2003 Supplement)

28 Preamble

29 WHEREAS, William Donald Schaefer, a lifelong Maryland resident, has held
30 elective public office in State and local government in Maryland for 45 years, having

1 served for 12 years as a member of the Baltimore City Council from 1955 to 1967, for
2 4 years as President of the Baltimore City Council from 1967 to 1971, for 15 years as
3 Mayor of the City of Baltimore from 1971 to 1986, for 8 years as Governor from 1987
4 to 1995 and, after a brief hiatus, most recently, for the past 5 years as State
5 Comptroller since 1999; and

6 WHEREAS, In addition to his service as an elected official, Mr. Schaefer has
7 endeavored to share his passion for public service with individuals who aspire to take
8 up that mantel, as evidenced by his appointment to the Schaefer Chair at the
9 University of Maryland's School of Public Affairs in conjunction with the Johns
10 Hopkins University Institute for Policy Studies, and as further evidenced by his
11 involvement with numerous civic and charitable organizations and service on the
12 boards of several nonprofit organizations and institutions of higher education in the
13 State; and

14 WHEREAS, It is in the State's interest to encourage young people to pursue
15 education and training that leads to employment opportunities in public service at all
16 levels of government; and

17 WHEREAS, It is most fitting that William Donald Schaefer, whose career is a
18 shining example of the rewards and challenges that may be experienced by a life
19 spent in public service, be honored by the creation of a scholarship program to provide
20 opportunities for young people to attend institutions of higher education so that they
21 may prepare for and pursue careers in public service; now, therefore,

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article - Education**

25 11-106.

26 (a) (1) The Commission shall establish:

27 (i) A Faculty Advisory Council;

28 (ii) A Student Advisory Council;

29 (iii) A Segmental Advisory Council; [and]

30 (iv) A Financial Assistance Advisory Council; AND

31 (V) A WILLIAM DONALD SCHAEFER SCHOLARSHIP ADVISORY
32 COUNCIL.

33 (2) These Councils shall meet periodically for the purpose of reviewing
34 such matters as are referred by the Commission or the Secretary for their
35 consideration and advice.

1 (3) The Councils may make reports and recommendations to the
2 Commission.

3 (b) (1) The Commission may appoint continuing advisory committees that
4 represent various groups in the higher education community.

5 (2) Advisory committees may make recommendations to the Commission
6 on matters of statewide importance that affect their constituencies.

7 SUBTITLE 27. WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM.

8 18-2701.

9 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
10 INDICATED.

11 (B) "ADVISORY COUNCIL" MEANS THE WILLIAM DONALD SCHAEFER
12 SCHOLARSHIP ADVISORY COUNCIL.

13 (C) "SERVICE OBLIGATION" MEANS TO WORK FULL-TIME IN THE STATE IN A
14 PUBLIC SERVICE CAREER OR OCCUPATION AS DEFINED BY THE COMMISSION IN
15 CONSULTATION WITH THE ADVISORY COUNCIL.

16 18-2702.

17 THERE IS A WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM FOR
18 STUDENTS WHO DEMONSTRATE OUTSTANDING POTENTIAL FOR AND PLEDGE TO
19 PURSUE A CAREER IN PUBLIC SERVICE.

20 18-2703.

21 (A) THE COMMISSION, IN COLLABORATION AND CONSULTATION WITH THE
22 ADVISORY COUNCIL, SHALL ANNUALLY SELECT ELIGIBLE STUDENTS AND OFFER
23 SCHOLARSHIPS TO STUDENTS WHO DEMONSTRATE OUTSTANDING POTENTIAL FOR
24 AND WHO PLAN TO PURSUE A CAREER IN PUBLIC SERVICE.

25 (B) A RECIPIENT OF A SCHOLARSHIP UNDER THIS SUBTITLE SHALL BE
26 KNOWN AS A "WILLIAM DONALD SCHAEFER SCHOLAR".

27 (C) A RECIPIENT OF A WILLIAM DONALD SCHAEFER SCHOLARSHIP SHALL:

28 (1) BE A MARYLAND RESIDENT;

29 (2) DEMONSTRATE TO THE COMMISSION AND TO THE ADVISORY
30 COUNCIL A DEFINITE FINANCIAL NEED;

31 (3) BE ACCEPTED FOR ADMISSION OR CURRENTLY ENROLLED AT AN
32 ELIGIBLE INSTITUTION THAT MEETS THE REQUIREMENTS OF SUBSECTION (D) OF
33 THIS SECTION AS A FULL-TIME UNDERGRADUATE OR GRADUATE STUDENT;

1 (4) SIGN A LETTER OF INTENT TO PERFORM THE SERVICE OBLIGATION
2 ON COMPLETION OF THE RECIPIENT'S REQUIRED STUDIES;

3 (5) ACCEPT ANY OTHER CONDITIONS ATTACHED TO THE AWARD; AND

4 (6) SATISFY ANY ADDITIONAL CRITERIA THE COMMISSION MAY
5 ESTABLISH.

6 (D) SUBJECT TO SUBSECTION (E) OF THIS SECTION, THE RECIPIENT OF A
7 SCHOLARSHIP AWARD UNDER THIS SUBTITLE MAY USE THE SCHOLARSHIP TO
8 ATTEND ANY INSTITUTION OF HIGHER EDUCATION THAT OFFERS COURSES OF
9 STUDY, TRAINING, OR OTHER EDUCATIONAL ACTIVITIES THAT ARE DESIGNED TO
10 PREPARE INDIVIDUALS FOR A CAREER IN PUBLIC SERVICE AS DETERMINED UNDER
11 CRITERIA ESTABLISHED BY THE COMMISSION IN CONSULTATION WITH THE
12 ADVISORY COUNCIL.

13 (E) IN MAKING SCHOLARSHIP AWARDS UNDER THIS SECTION, THE
14 COMMISSION SHALL:

15 (1) GIVE PRIORITY TO STUDENTS ENROLLING IN INSTITUTIONS OF
16 HIGHER EDUCATION IN MARYLAND; AND

17 (2) ENDEAVOR TO SELECT AWARD RECIPIENTS WHO ARE
18 REPRESENTATIVE OF THE STATE'S RICH CULTURAL, GEOGRAPHIC, RACIAL, ETHNIC,
19 AND GENDER DIVERSITY.

20 (F) EACH INDIVIDUAL AWARDED A SCHOLARSHIP UNDER THIS SUBTITLE
21 MUST HAVE INDICATED AND DEMONSTRATED TO THE COMMISSION AND TO THE
22 ADVISORY COUNCIL A SERIOUS INTENT TO ENTER PUBLIC SERVICE ON THE
23 COMPLETION OF THE STUDENT'S EDUCATIONAL PROGRAM.

24 18-2704.

25 (A) A RECIPIENT OF AN AWARD MADE UNDER THIS SUBTITLE SHALL RECEIVE
26 THE AWARD FOR EACH YEAR INDICATED IN WHICH THE RECIPIENT IS ELIGIBLE IF
27 THE RECIPIENT SIGNS AN AGREEMENT AT THE TIME OF THE INITIAL AWARD TO:

28 (1) COMMENCE EMPLOYMENT IN THE STATE WITHIN 1 YEAR AFTER
29 COMPLETION OF THE RECIPIENT'S EDUCATIONAL PROGRAM; AND

30 (2) REPAY THE STATE THE AMOUNTS AWARDED UNDER THIS SUBTITLE
31 AS SET FORTH IN § 18-112 OF THIS TITLE IF THE RECIPIENT DOES NOT:

32 (I) SATISFY THE DEGREE REQUIREMENTS OF THE ELIGIBLE
33 INSTITUTION OR FULFILL OTHER REQUIREMENTS AS PROVIDED IN THIS SUBTITLE;
34 AND

35 (II) PERFORM THE SERVICE OBLIGATION FOR 1 YEAR FOR EACH
36 YEAR THAT THE RECIPIENT HAS A SCHOLARSHIP AWARDED UNDER THIS SUBTITLE.

1 (B) THE SERVICE OBLIGATION BEGINS AFTER GRADUATION AND CANNOT BE
2 FULFILLED PRIOR TO GRADUATION FROM AN ELIGIBLE INSTITUTION.

3 18-2705.

4 (A) THE ANNUAL SCHOLARSHIP AWARD SHALL BE EQUAL TO THE COST OF
5 THE RECIPIENT'S TUITION AND MANDATORY FEES, BUT THE AWARD AMOUNT MAY
6 NOT EXCEED THE SUM OF THESE COSTS AT THE 4-YEAR PUBLIC INSTITUTION OF
7 HIGHER EDUCATION WITHIN THE UNIVERSITY OF MARYLAND SYSTEM, OTHER THAN
8 THE UNIVERSITY OF MARYLAND, COLLEGE PARK AND THE UNIVERSITY OF
9 MARYLAND, BALTIMORE, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL-TIME,
10 RESIDENT UNDERGRADUATE.

11 (B) EACH RECIPIENT OF A SCHOLARSHIP AWARD UNDER THIS SUBTITLE MAY
12 HOLD THE AWARD FOR UP TO 4 YEARS IF THE RECIPIENT:

13 (1) CONTINUES TO BE A RESIDENT OF THE STATE;

14 (2) CONTINUES TO BE A FULL-TIME UNDERGRADUATE OR GRADUATE
15 STUDENT AT AN ELIGIBLE INSTITUTION, AS DETERMINED BY THE COMMISSION;

16 (3) IN THE JUDGMENT OF THE INSTITUTION, IS MAKING SATISFACTORY
17 PROGRESS TOWARD A DEGREE; AND

18 (4) MAINTAINS THE STANDARDS OF THE INSTITUTION.

19 18-2706.

20 (A) THERE IS A WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND IN THE
21 COMMISSION.

22 (B) THE COMMISSION:

23 (1) MAY ACCEPT ANY GIFT OR GRANT FROM ANY PERSON FOR THE
24 WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND;

25 (2) SHALL USE ANY GIFT OR GRANT THAT IT RECEIVES FOR WILLIAM
26 DONALD SCHAEFER SCHOLARS; AND

27 (3) SHALL DEPOSIT ANY GIFT OR GRANT THAT IT RECEIVES FOR THE
28 WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND WITH THE STATE TREASURER, IN
29 A NONBUDGETED ACCOUNT FOR USE ONLY FOR WILLIAM DONALD SCHAEFER
30 SCHOLARS.

31 18-2707.

32 IN ADDITION TO ANY GIFT OR GRANT RECEIVED BY THE COMMISSION FOR THE
33 WILLIAM DONALD SCHAEFER SCHOLARSHIP FUND UNDER § 18-2706 OF THIS
34 SUBTITLE, FUNDS FOR THE WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM
35 SHALL BE PROVIDED IN THE ANNUAL STATE BUDGET AS FOLLOWS:

1 (1) FOR FISCAL YEARS 2005 AND 2006, AN AMOUNT NOT TO EXCEED
2 \$250,000; AND

3 (2) FOR FISCAL YEAR 2007, AND EACH FISCAL YEAR THEREAFTER, AN
4 AMOUNT PROVIDED BY THE GOVERNOR.

5 18-2708.

6 ON OR BEFORE DECEMBER 31 OF EACH YEAR, THE WILLIAM DONALD SCHAEFER
7 ADVISORY COUNCIL AND THE COMMISSION JOINTLY SHALL SUBMIT AN ANNUAL
8 REPORT REGARDING THE WILLIAM DONALD SCHAEFER SCHOLARSHIP PROGRAM TO
9 THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT
10 ARTICLE, TO THE GENERAL ASSEMBLY.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2004.